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Dated: June 21, 2007 Signature: 

(Arnold H. Krumholz)

Packet No.: ALBIHN W 3.3-460
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of:
Reimer Carlsson

Application No.: 10/531,749

Group Art Unit: 3618

Filed: April 18, 2005

Examiner: J. J. Restifo

For: FILM CASSETTE, RACK AND RELIEF
TROLLEY FOR THE FILM CASSETTE,
AND METHOD OF HANDLING THE FILM
CASSETTE

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Official Action dated May 15, 2007, in which claims 1-17 were held to be subject to a Restriction or Election Requirement, the following remarks are respectfully submitted.

REMARKS

In the May 15, 2007, Official Action, the Examiner has taken the position that restriction is required in this case because this application allegedly includes four inventions, as follows:

Group I - claims 1-6, drawn to a cassette for storing film;

Group II - claim 7, drawn to a rack for film rolls;

Group III - claims 8-11, drawn to a trolley for

transporting cassettes; and

Group IV - claims 12-17, drawn to a method of transporting film.

Applicant initially notes that the present application is a national stage application, and is thus subject to the provisions of M.P.E.P. § 1850. Thus, the requirement for "unity of invention" as applied by the International Searching Authority applies in this case. It is thus noted in this regard that in the corresponding PCT application the claims were not treated as violating this requirement for unity of invention. Applicant submits that this position was correct, and the contrary position of the U.S. Examiner is clearly incorrect when viewed in light of the appropriate legal requirements.

In any event, it is also believed that the subject matter of alleged inventions I and IV are essentially directed to the same invention and, at the very least, these sets of claims clearly do not violate the unity of invention requirements. The invention set forth in claims 12-17 is specifically directed to a method of transferring cinema film rolls to a storage cassette as is claimed in claims 1-6. It is thus respectfully submitted that at least these two sets of claims should be examined in this single application, and such action is also respectfully solicited. In any event, and as required, applicant provisionally elects invention I of claims 1-6 hereof. It is again respectfully requested, however, that the Examiner reconsider the position that has been taken in this case and agree to the examination of invention IV of claims 12-17 along with invention I as elected herein.

It is therefore respectfully submitted that the claims in this application are now clearly in condition for immediate prosecution and, in view of the patentability of these claims

over the prior art, consideration of the allowability thereof. However, if the Examiner does not agree with applicant's position in this regard, it is respectfully requested that he telephone applicant's attorney at 908-654-5000 in order to overcome any further objections to the initiation of prosecution of this application in the U.S. Patent and Trademark Office.

Finally, in the event any fee is due in connection with the present response, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

Dated: June 21, 2007

Respectfully submitted,

By 

Arnold H. Krumholz

Registration No.: 25,428

LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicant